

IPW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Atty. Docket: SHALEV=2A

In re Application of:)	Confirmation No.: 6142
)	
Alon SHALEV)	Art Unit: 3762
)	
Appln. No.: 10/753,882)	Examiner: S. M. Getzow
)	
Filed: January 9, 2004)	Washington, D.C.
)	
For: METHOD AND APPARATUS FOR)	December 13, 2005
STIMULATING THE)	
SPHENOPALATINE GANGLION...))	

INFORMATION DISCLOSURE STATEMENT [IDS]

Honorable Commissioner for Patents
U.S. Patent and Trademark Office
2011 South Clark Place
Customer Window, Mail Stop Amendment
Crystal Plaza Two, Lobby, Room 1B03
Arlington, Virginia 22202

Sir :

This Information Disclosure Statement is submitted in accordance with 37 CFR §§1.97, 1.98, and it is requested that the information set forth in this statement and in the listed documents be considered during the pendency of the above-identified application, and any other application relying on the filing date of the above-identified application or cross-referencing it as a related application.

1. This IDS should be considered, in accordance with 37 CFR §1.97, as it is filed:

(Check one of the boxes A-D)

[] A. within three months of the filing date of the above-identified national application or within three months of

the entry into the national stage of the above-identified international application.

☒ B. before the mailing date of a first Office action on the merits or before the mailing of a first Office action after the filing of a Request for Continued Examination under 37 C.F.R. §1.114.

☐ C. after (A) and (B) above, but before final rejection or allowance, and Applicants have made the necessary certification (box "i" below) or paid the necessary fee (box "ii" below).

(Check one of the boxes "i" and "ii" below:)

☐ i. Counsel certifies that, upon information and belief, each item of information listed herein was either

☐ (a) first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this IDS; or

☐ (b) not cited in a communication from a foreign patent office in a counterpart foreign application and, to the knowledge of undersigned after making reasonable inquiry, was not known to any individual designated in §1.56(c) more than three months prior to the filing of this IDS.

2. In accordance with 37 CFR §1.98, this IDS includes a list (e.g., Form PTO/SB/08A) of all patents, publications, or other information submitted for consideration by the office, either incorporated into this IDS or as an attachment hereto. A copy of each document listed is attached, except as explained below.

(check boxes A, B and/or C and fill in blanks, if appropriate)

☐ A. Document(s) _____ is (are) deemed substantially cumulative to document(s) _____, and, in accordance with §1.98(c), only a copy of each of the latter documents is enclosed.

☐ B. Certain documents were previously cited by or submitted to the Office in the following prior application(s), which are relied upon under 35 U.S.C. 120:

(insert serial numbers and filing dates of prior applications)

Applicant(s) identifies these documents by attaching hereto copies of the forms PTO-892 and PTO-1449 (or PTO/SB/08A) from the files of the prior application(s) or a fresh PTO-1449 (or PTO/SB/08A) listing these documents, and request that they be considered and made of record in accordance with §1.98(d). Per 37 CFR §1.98(d), copies of these documents need not be filed in this application.

☒ C. Documents AA-FF are U.S. patents and/or published application(s). As this is a U.S. application filed after June 30, 2003, or an entry into national stage under 35 USC §371 after June 30, 2003, the requirement to file copies of such U.S. patents or published applications has been waived. (Office of Patent Legal Administration - Pre O.G. Notice of July 11, 2003).

Document FG is WO 03/063959, which is in English and is attached.


3. No explanation of relevance is necessary for documents in the English language (see reply to Comments 67 and 68 in the preamble to the final rules; 1135 OG 13 at 20).

4. In accordance with 37 CFR §§1.97(g) and (h), the filing of this IDS should not be construed as a representation that a search has been made or that information cited is, or is

considered to be, material to patentability as defined in §1.56 (b), or that any cited document listed or attached is (or constitutes) prior art. Unless otherwise indicated, the date of publication indicated for an item is taken from the face of the item and Applicant(s) reserves the right to prove that the date of publication is in fact different.

Respectfully submitted,

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**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Sheet 1 of 4

Complete if Known

Application Number	10/753,882
Filing Date	January 9, 2004
First Named Inventor	Alon SHALEV
Group Art Unit	3762
Examiner Name	S. M. Getzow
Attorney Docket Number	SHALEV=2A

U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document Number Number-Kind Code ² (known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	AA	US-4979511	12-25-1990	Terry Jr. et al.	
	AB	US-5154172	10-13-1992	Terry Jr. et al.	
	AC	US-5179950	01-19-1993	Stanislaw	
	AD	US-5186170	02-16-1993	Varrichio et al.	
	AE	US-5188104	02-23-1993	Wernicke et al.	
	AF	US-5205285	04-27-1993	Baker Jr.	
	AG	US-5215086	06-01-1993	Terry Jr. et al.	
	AH	US-5215089	06-01-1993	Baker Jr.	
	AI	US-5222494	06-29-1993	Baker Jr.	
	AJ	US-5223254	06-29-1993	Paradiso et al.	
	AK	US-5231988	08-03-1993	Wernicke et al.	
	AL	US-5235980	08-17-1993	Varrachio et al.	
	AM	US-5237991	08-24-1993	Baker Jr. et al.	
	AN	US-5251634	10-12-1993	Weinberg	
	AO	US-5263480	11-23-1993	Wernicke et al.	
	AP	US-5269303	12-14-1993	Wernicke et al.	
	AQ	US-5299569	04-05-1994	Wernicke et al.	
	AR	US-5304206	04-19-1994	Baker Jr. et al.	
	AS	US-5304632	04-19-1994	Vaudry et al.	
	AT	US-5330515	07-19-1994	Rutecki et al.	
	AU	US-5335657	08-09-1994	Terry Jr. et al.	
	AV	US-5351394	10-04-1994	Weinberg	
	AW	US-5531778	07-02-1996	Maschino et al.	
	AX	US-5540730	07-30-1996	Terry Jr. et al.	
	AY	US-5571150	11-05-1996	Wernicke et al.	
	AZ	US-5693853	12-02-1997	Abrahamsson	
	BA	US-5707400	01-13-1998	Terry Jr. et al.	
	BB	US-5928272	07-27-1999	Adkins et al.	
	BC	US-5938689	08-17-1999	Fischell et al.	
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	BG	US-6128538	10-03-2000	Fischell et al.	
	BH	US-6134474	10-17-2000	Fischell et al.	
	BI	US-6161045	12-12-2000	Fischell et al.	
	BJ	US-6230049	05-08-2000	Fischell et al.	
	BK	US-6232326	05-15-2001	Nelson	
	BL	US-6277841	08-21-2001	Rajagopalan et al.	
	BM	US-6353754	03-05-2002	Fischell et al.	

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Sheet 2 of 4

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Application Number	10/753,882
Filing Date	January 9, 2004
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Examiner Name	S. M. Getzow
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	BO	US-6354299	03-12-2002	Fischell et al.	
	BP	US-6360122	03-19-2002	Fischell et al.	
	BQ	US-6427086	07-30-2002	Fischell et al.	
	BR	US-6459936	10-01-2002	Fischell et al.	
	BS	US-6466822	10-15-2002	Pless	
	BT	US-6473639	10-29-2002	Fischell	
	BU	US-6473644	10-29-2002	Terry Jr. et al.	
	BV	US-6480743	11-12-2002	Kirkpatrick et al.	
	BW	US-6529774	03-04-2003	Greene	
	BX	US-6531454	03-11-2003	Leary et al.	
	BY	US-6587719	07-01-2003	Barrett et al.	
	BZ	US-6591137	07-08-2003	Fischell et al.	
	CA	US-6591138	07-08-2003	Fischell et al.	
	CB	US-6597953	07-22-2003	Boling et al.	
	CC	US-6597954	07-22-2003	Pless et al.	
	CD	US-6606521	08-12-2003	Paspa et al.	
	CE	US-6609025	08-19-2003	Barrett et al.	
	CF	US-6609956	08-26-2003	Margaria	
	CG	US-6618623	09-09-2003	Pless et al.	
	CH	US-6622038	09-16-2003	Barrett et al.	
	CI	US-6622041	09-16-2003	Terry Jr. et al.	
	CJ	US-6622047	09-16-2003	Barrett et al.	
	CK	US-6647296	11-11-2003	Fischell et al.	
	CL	US-6662035	12-09-2003	Sochor	
	CM	US-6690974	02-10-2004	Archer et al.	
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	CP	US-6811788	11-02-2004	Yu	
	CQ	US-6853850	02-08-2005	Shim et al.	
	CS	US-6853858	02-08-2005	Shalev	
	CT	US-6905827	06-14-2005	Wohlgemuth et al.	
	CU	US-2002/0026652 A1	02-28-2002	Allen et al.	
	CV	US-2002/0044919 A1	04-18-2002	Yu	
	CW	US-2002/0099412 A1	07-25-2002	Fischell et al.	
	CX	US-2002/0133841 A1	09-19-2002	Leviten	
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	CZ	US-2002/0169485 A1	0169485	Pless et al.	
	DA	US-2003/0005473 A1	01-02-2003	Brennan et al.	

Examiner Signature		Date Considered	
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Group Art Unit	3762
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	DB	US-2003/0005477 A1	01-02-2003	Leviten	
	DC	US-2003/0013136 A1	01-16-2003	Balser et al.	
	DD	US-2003/0014772 A1	01-16-2003	Allen	
	DE	US-2003/0018988 A1	01-23-2003	Allen et al.	
	DF	US-2003/0018989 A1	01-23-2003	Brennan et al.	
	DG	US-2003/0051268 A1	03-13-2003	Allen	
	DH	US-2003/0056238 A1	03-20-2003	Wisotzkey	
	DI	US-2003/0073917 A1	04-17-2003	Echaz et al.	
	DJ	US-2003/0074033 A1	04-17-2003	Pless et al.	
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	DL	US-2003/0131367 A1	07-10-2003	Guenther et al.	
	DM	US-2003/144711 A1	07-31-2003	Pless et al.	
	DN	US-2003/0149457 A1	08-07-2003	Tcheng et al.	
	DO	US-2003/0166099 A1	09-04-2003	Sabbadini et al.	
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	DQ	US-2003/0172390 A1	09-11-2003	Wisotzkey et al.	
	DR	US-2003/0176892 A1	09-18-2003	Shalev	
	DS	US-2003/0177514 A1	09-18-2003	Leviten	
	DT	US-2003/0176898 A1	09-18-2003	Gross et al.	
	DU	US-2003/0190601 A1	10-09-2003	Sabbadini et al.	
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	DW	US-2003/0190749 A1	10-09-2003	Surber et al.	
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	OY	US-2003/0195588 A1	10-16-2003	Fischell et al.	
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	EA	US-2003/0198995 A1	10-23-2003	Sabbadini et al.	
	EB	US-2003/0198996 A1	10-23-2003	Surber et al.	
	EC	US-2003/0199005 A1	10-23-2003	Sabbadini et al.	
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	EE	US-2003/0199089 A1	10-23-2003	Surber et al.	
	EF	US-2003/0202937 A1	10-30-2003	Sabbadini et al.	
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	EH	US-2003/0203481 A1	10-30-2003	Surber et al.	
	EI	US-2003/0207833 A1	11-06-2003	Berkley et al.	
	EJ	US-2003/0211086 A1	11-13-2003	Berkley et al.	
	EK	US-2003/0211599 A1	11-13-2003	Sabbadini et al.	
	EL	US-2003/0219408 A1	11-27-2003	Sabbadini et al.	
	EM	US-2003/0219888 A1	11-27-2003	Segall et al.	
	EN	US-2003/0224369 A1	12-04-2003	Surber et al.	

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	EO	US-2003/0224444 A1	12-04-2003	Sabbadini et al.	
	EP	US-2003/0232335 A1	12-18-2003	Surber et al.	
	EQ	US-2004/0015068 A1	01-22-2004	Shalev et al.	
	ER	US-2004/0033491 A1	02-19-2004	Alsobrook II et al.	
	ES	US-2004/0054297 A1	03-18-2004	Wingeier et al.	
	ET	US-2004/0136950 A1	07-15-2004	Ni et al.	
	EU	US-2004/0136951 A1	07-15-2004	Ni et al.	
	EV	US-2004/0153129 A1	08-05-2004	Pless et al.	
	EW	US-2004/0210269 A1	10-21-2004	Shalev et al.	
	EX	US-2004/0220644 A1	11-04-2004	Shalev et al.	
	EY	US-2005/0020519 A1	01-27-2005	Albiston et al.	
	EZ	US-2005/0074506 A1	04-07-2005	Natan et al.	
	FA	US-2005/0112090 A9	05-26-2005	Ni et al.	
	FB	US-2005/0118187 A1	06-02-2005	Yu	
	FC	US-2005/0137646 A1	06-23-2005	Wallace et al.	
	FD	US-2005/0137647 A1	06-23-2005	Wallace et al.	
	FE	US-2005/0159790 A1	07-21-2005	Shalev	
	FF	US-2005/0177514 A1	08-11-2005	Sasselli	

FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Foreign Patent Number Country Code ³ Number ⁴ Kind Code ⁵ (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
	FG	WO 03/063959 A1	08-07-2003	Zabara et al.		

OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published	T ²

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